

FIFTY-SIXTH LEGISLATIVE DAY

The House met at 10:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Representative Bill Richardson of Maury County.

Representative Richardson led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 91

Representatives present were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Ledford, Longley, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 91.

The Speaker announced that Representative Burnett (Sumner) was excused because of the weather.

The Speaker announced that Representative Jensen was excused because of legislative business to attend the final plenary session of the White House Conference on Balanced Growth representing Tennessee and the National Conference of State Legislatures.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.

174 — Relative to naming state office building, Donnelley J. Hill; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.

1579 — To amend Section 59-324, 59-326 and 59-327, Code; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.

155 — Relative to congratulating Bracey Campbell;

156 — Relative to memory, H. E. Flippin;

158 — Relative to commending William B. Tanner;

169 — Relative to commending James A. Clear; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

1513 — To amend Section 2-304, Code;

1530 — To regulate special plates for certain businesses;

1581 — To amend Section 4-305, Code;

1620 — To provide for advisory referendum, party registration, Knox County;

1647 — To repeal Chapter 384, Private Acts 1945;

1650 — To amend Chapter 405, Private Acts 1921;

1652 — To repeal Chapter 729, Private Acts 1925; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 1602; also, Senate Joint Resolutions Nos. 64 and 97; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 333, 1529, 1554, 1566, 1568, 1572, 1574, 1585, 1624, 1625, 1831, 1832 and 1833; House Resolution No. 97; and House Joint Resolutions Nos. 262, 264, 266, 267, 268, 269, 272, 275, 290, 306 and 310; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following House Bills Nos. 333, 1529, 1554, 1566, 1568, 1572, 1574, 1585, 1624, 1625, 1831, 1832 and 1833; House Resolution No. 97; House Joint Resolutions Nos. 262, 264, 266, 267, 268, 269, 272, 275, 290, 306 and 310; Senate Bill No. 1602; and Senate Joint Resolutions Nos. 64 and 97.

CALENDAR

House Bill No. 1539 — To make certain provisions, County Elections Commissions and County Primary Boards.

Mr. Webb moved that House Bill No. 1539 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	86
Noes.....	0
Present and not voting	1

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Ledford, Longley, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Wolfe, Wood and Yelton — 86.

Representative present and not voting was: Mr. Speaker McWherter — 1.

A motion to reconsider was tabled.

House Bill No. 1637 — To make provisions, merchandise manufactured by prisoners.

Mr. Burnett (Fentress) moved that House Bill No. 1637 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	92
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Ledford, Longley, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 92.

A motion to reconsider was tabled.

On motion, Senate Bill No. 1604 was recalled from the Committee on Labor and Consumer Affairs.

House Bill No. 1681 — To make provisions, funeral expense benefits.

On motion, House Bill No. 1681 was made to conform with Senate Bill No. 1604.

On motion, Senate Bill No. 1604, on same subject, was substituted for House Bill No. 1681.

Mr. Rhinehart moved that Senate Bill No. 1604 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	88
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Buck, Burks, Bursleson, Burnett (Fentress), Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Ledford, Longley, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 88.

A motion to reconsider was tabled.

Mr. Burnett (Fentress) moved that House Bill No. 1716 be placed on the Calendar for Thursday, February 16, 1978, which motion prevailed.

House Bill No. 1717 — To regulate license fees, Board of Cosmetology.

Mr. Burnett (Fentress) moved that House Bill No. 1717 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	87
Noes.....	1

Representatives voting aye were: Ashford, Bell, Bewley, Bishop, Bissell, Blackburn, Buck, Burks, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Ledford, Longley, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 87.

Representative voting no was: Robertson — 1.

A motion to reconsider was tabled.

House Bill No. 1346 — To amend Sections 64-2841 and 64-2842, Code.

Mr. Nolan moved that House Bill No. 1346 be passed on third and final reading.

Mr. Nolan moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1346 as follows:

in subsection (a) of Section 1 of the bill by deleting the period at the end of the subsection and adding the following:

upon giving fourteen (14) days written notice. HB 1346 is further amended by deleting Section 2 of the bill in its entirety and by renumbering the remaining sections accordingly.

On motion, the amendment was adopted.

Mr. Richards moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 1346 by adding the following:

This Act shall apply to all counties

Mr. Darnell moved that the Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes.....	52
Noes.....	31
Present and not voting	5

Representatives voting aye were: Bell, Bishop, Bissell, Blackburn, Buck, Burks, Burnett (Fentress), Bussart, Butler, Byrd, Cobb, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ford (Shelby), Fuqua, Gaia, Gill, Hillis, Hood, Kernell, King, Lashlee, Ledford, Miller, Murphy (Davidson), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Spence, Stallings, Starnes, Steinhauer, Tanner, Turner, Wallace, Watson, Wolfe, Work, Yelton and Mr. Speaker McWherter — 52.

Representatives voting no were: Ashford, Atchley, Bewley, Burleson, Carter, Chiles, Clark, Copeland, Ellis, Fisher, Fleming, Ford (Cocke), Good, Hall, Henry, Hurley, Longley, McAfee, Martin, Moore, Richards, Robinson (Davidson), Robinson (Washington), Scruggs, Shockley, Small, Smith, Stafford, Webb, Williams and Wood — 31.

Representatives present and not voting were: Cawood, Johnson, Ozment, Richardson and Young — 5.

Mr. Williams moved to amend as follows:

AMENDMENT NO. 3

Amend House Bill No. 1346 by deleting Section 4.

On motion, the amendment was adopted.

Mr. Lashlee moved the previous question, which motion prevailed by the following vote:

Ayes.....	61
Noes.....	20
Present and not voting	3

Representatives voting aye were: Bell, Bewley, Bishop, Bissell, Blackburn, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Cawood, Clark, Cobb, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Elkins, Ford (Shelby), Fuqua, Gaia, Gill, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Martin, Miller, Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Shockley, Spence, Stallings, Starnes, Steinhauer, Tanner, Turner, Wallace, Watson, Webb, Wolfe, Work, Yelton and Young — 61.

Representatives voting no were: Ashford, Atchley, Chiles, Ellis, Fisher, Fleming, Ford (Cocke), Good, Moore, Ozment, Pruitt, Richards, Robertson, Robinson (Washington), Scruggs, Smith, Stafford, Sterling, Williams and Wood — 20.

Representatives present and not voting were: Hall, Small and Mr. Speaker McWherter — 3.

Thereupon, House Bill No. 1346, as amended, failed to receive a constitutional majority by the following vote:

Ayes.....	43
Noes.....	36
Present and not voting	11

Representatives voting aye were: Bishop, Bissell, Blackburn, Buck, Burnett (Fentress), Bussart, Butler, Byrd, Cawood, Clark, Cobb, Darnell, Davidson (Robertson), Davis, DeBerry, Ford (Shelby), Fuqua, Gaia, Gill, Hillis, Hood, Hurley, Kernell, King, Lashlee, Ledford, McKinney, Martin, Miller, Murphy (Davidson), Murphy (Shelby), Nolan, Ozment, Phillips, Spence, Stallings, Starnes, Steinhauer, Turner, Watson, Williams, Yelton and Mr. Speaker McWherter — 43.

Representatives voting no were: Ashford, Atchley, Bewley, Burks, Burleson, Carter, Chiles, Copeland, Davidson (Wayne), DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Good, Henry, Longley, McAfee, Moore, Murray (Franklin), Pruitt, Richards, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shockley, Small, Smith, Stafford, Wallace, Webb, Wolfe, Wood and Work — 36.

Representatives present and not voting were: Bell, Hall, Johnson, Murray (Madison), Naifeh, Rhinehart, Richardson, Scruggs, Sterling, Tanner and Young — 11.

Under the rules, House Bill No. 1346 was re-referred to the Committee on Calendar and Rules.

House Bill No. 1720 — To regulate management and disposal, public records.

Mr. Burnett (Fentress) moved that House Bill No. 1720 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	88
Noes.....	0
Present and not voting	3

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Ledford, Longley, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Wolfe, Wood, Work, Yelton and Young — 88.

Representatives present and not voting were: Cawood, Chiles and Mr. Speaker McWherter — 3.

A motion to reconsider was tabled.

Mr. Pruitt asked to be recorded as changing his vote from "No" to "Aye" on House Bill No. 1346.

House Bill No. 1667 — To make certain provisions, authority of Commissioner of Banking.

Mr. Burnett (Fentress) moved that House Bill No. 1667 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	87
Noes.....	0
Present and not voting	1

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Blackburn, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Ledford, Longley, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 87.

Representative present and not voting was: Carter — 1.

A motion to reconsider was tabled.

House Bill No. 1673 — To make certain provisions, investments by insurance companies.

Mr. Burnett (Fentress) moved that House Bill No. 1673 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	82
Noes.....	0
Present and not voting	6

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Blackburn, Buck, Burks, Burleson, Burnett (Fentress), Butler, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Longley, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murray (Franklin), Murray (Madison), Naifeh, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 82.

Representatives present and not voting were: Bussart, Byrd, Carter, Henry, McAfee and Scruggs — 6.

A motion to reconsider was tabled.

House Bill No. 1573 — To make provisions, regarding certain tax liens.

On motion, House Bill No. 1573 was made to conform with Senate Bill No. 1579.

On motion, Senate Bill No. 1579, on same subject, was substituted for House Bill No. 1573.

Mr. Burnett (Fentress) moved that Senate Bill No. 1579 be placed on the Calendar for Thursday, February 9, 1978, which motion prevailed.

OBJECTIONS — CONSENT CALENDAR

Objections were filed to the following resolutions on the Consent Calendar:

Mr. Lashlee objected to House Joint Resolution No. 261.

Ms. DeBerry objected to House Joint Resolution No. 271.

Under the rules, House Joint Resolutions Nos. 261 and 271 were placed at the foot of the Calendar for Monday, February 6, 1978.

House Bill No. 1569 — To determine time obligation, general sessions judges, certain counties.

On motion, House Bill No. 1569 was made to conform with Senate Bill No. 1537.

On motion, Senate Bill No. 1537, on same subject, was substituted for House Bill No. 1569.

Thereupon, Senate Bill No. 1537 passed its third and final reading by the following vote:

Ayes.....	93
Noes.....	0
Present and not voting	1

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 93.

Representative present and not voting was: Good — 1.

A motion to reconsider was tabled.

House Joint Resolution No. 273 — Relative to naming bridge in Sullivan County, "Thomas Bridge".

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 283 — Relative to congratulating Norman Jordan of McMinn Central High.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 284 — Relative to honoring L. Roy Stillwell of Polk County.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 300 — Relative to commending Mrs. Janie White of Morris-town.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 155 — Relative to congratulating Bracey Campbell.

Under the rules, Senate Joint Resolution No. 155 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 156 — Relative to memory, H.E. Flippin.

Under the rules, Senate Joint Resolution No. 156 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 158 — Relative to commending William B. Tanner.

Under the rules, Senate Joint Resolution No. 158 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 169 — Relative to commending James A. Clear.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Good, the resolution was concurred in.

A motion to reconsider was tabled.

Mr. Sterling moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 174, which motion prevailed.

Senate Joint Resolution No. 174 — Relative to naming state office building, Donnelley J. Hill.

Mr. Sterling moved that Senate Joint Resolution No. 174 be concurred in, which motion prevailed by the following vote:

Ayes.....	91
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Blackburn, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Ledford, Longley, Love, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Work, Yelton, Young and Mr. Speaker McWherter — 91.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 117; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Joint Resolution No. 117.

Mr. Martin moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 341 out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

House Joint Resolution No. 341 — Relative to memory of Mrs. Adele Orgill — By Martin.

Mr. Martin moved that the rules be suspended for the immediate consideration of House Joint Resolution No. 341, which motion prevailed.

On motion of Mr. Martin, the resolution was adopted.

A motion to reconsider was tabled.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 95

Representatives present were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 95.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 98 — Relative to urging voters to reject constitutional amendments — By Cawood.

Under the rules, House Joint Resolution No. 98 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 339 — Relative to honoring former Representative Ray Bodiford — By Wolfe and Jensen.

Under the rules, House Joint Resolution No. 339 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 340 — Relative to honoring Miss Suzanna Timberlake — By Robinson (Hamilton), McAfee, Carter, Wood, Starnes, Davis and Copeland.

Under the rules, House Joint Resolution No. 340 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILL

House Bill No. 2449 — To provide for referendum on pari-mutual betting, Shelby County — By Spence, Murphy (Shelby), Moore, King, Ford (Shelby), Martin, Gaia, Williams, Withers, Kernell and DeBerry.

Passed first reading.

SENATE BILLS ON FIRST READING

Senate Bill No. 39 — To amend Sections 4-302 and 4-303, Code.

Passed first reading.

Senate Bill No. 627 — To amend Sections 37-234 and 37-258, Code.

Passed first reading.

Senate Bill No. 1141 — To amend Section 8-4506, Code.

Passed first reading.

Senate Bill No. 1168 — To amend Section 13-405, Code.

Passed first reading.

Senate Bill No. 1513 — To amend Section 2-304, Code.

Passed first reading.

Senate Bill No. 1520 — To amend Section 54-2514, Code.

Passed first reading.

Senate Bill No. 1530 — To regulate special plates for certain businesses.

Passed first reading.

Senate Bill No. 1581 — To amend Section 4-305, Code.

Passed first reading.

Senate Bill No. 1620 — To provide for advisory referendum, party registration, Knox County.

Passed first reading.

Senate Bill No. 1647 — To repeal Chapter 384, Private Acts, 1945.

Passed first reading.

Senate Bill No. 1650 — To amend Chapter 405, Private Acts, 1921.

Passed first reading.

Senate Bill No. 1652 — To repeal Chapter 729, Private Acts, 1925.

Passed first reading.

HOUSE BILLS ON SECOND READING

House Bill No. 2440 — To provide for licensing of occupational therapists.

Passed second reading and referred to Committee on General Welfare.

House Bill No. 2441 — To appropriate sum to acquire certain land.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 2442 — To amend Section 6-4303, Code.

Passed second reading and referred to Committee on Commerce.

House Bill No. 2443 — To amend Chapter 846, Public Acts of 1976.

Passed second reading and referred to Committee on State and Local Government.

House Bill No. 2444 — To provide for certain legislative disapproval of an administrative rule.

Passed second reading and referred to Committee on State and Local Government.

House Bill No. 2445 — To amend Section 3-114, Code.

Passed second reading and referred to Committee on State and Local Government.

House Bill No. 2446 — To amend Section 67-3003, Code.

Passed second reading and referred to Committee on Finance, Ways and Means.

House Bill No. 2447 — To amend Section 49-605, Code.

Passed second reading and referred to Committee on Education.

House Bill No. 2448 — To make certain provisions, Tenth Judicial Circuit.

Passed second reading and referred to Committee on Judiciary.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1831, 1832 and 1833; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1831, 1832 and 1833; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith; House Bills Nos. 1831, 1832 and 1833; with his approval.

EDDIE SISK,
Counsel to the Governor.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

1545 — To set salary, director of Wildlife Resources; substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.

584 — To enact "Release from Custody and Bail Reform Act";

1584 — To amend Child Labor Act of 1976; both substituted for Senate Bills on same subject, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1667, 1673, 1681 — Love.

House Joint Resolution No. 261 — Wallace (prime), Murphy (Davidson) (prime).

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, February 6, 1978: House Bills Nos. 832, 1622, 1623, 1657, 1899, 1771, 1626, 1660, 1653 and 1655.

MILLER, Vice-Chairman.

LOCAL BILL REFERRED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bill, having received authorization for passage by the local legislative delegation, was transmitted to the Committee on Calendar and Rules: House Bill No. 1654.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

817 — To amend Section 57-221, Code.

The Senate reconsidered passage of the bill, adopted Senate Amendment No. 1, then passed the bill on third and final reading, as amended.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

1591 — To change names, state mental health institutions; substituted for Senate Bill on same subject, amended and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.

179 — Relative to study, tuition reciprocity; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

1550 — To amend Section 30-1906, Code;

1553 — To regulate rented premises unfit for habitation;

1580 — To amend Section 67-2301, Code; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1539, 1637, 1667, 1673, 1717 and 1720; and House Joint Resolutions Nos. 273, 283, 284, 300 and 341; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

700 — To amend Section 39-412, Code;

1539 — To repeal Chapter 335, Public Acts 1977;

1549 — To amend Section 30-1903, Code;

1555 — To amend Section 20-235, Code;

1587 — To amend Sections 49-1765 and 49-1767, Code; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed transmit to the House, Senate Joint Resolution No.

146 — Relative to joint committee study, taxation of elderly; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion of Mr. Burnett (Fentress), the House adjourned until 6:00 p.m., Monday, February 6, 1978.